

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

B.S., a minor, by and through
L.S., his Guardian ad Litem,

Plaintiff,

vs.

ALTA-DUTCH FLAT UNION SCHOOL
DISTRICT; and PLACER COUNTY
OFFICE OF EDUCATION,

Defendants.

No. CIV. S-05-145 LKK/PAN

O R D E R

This is an action for attorney fees pursuant to 20 U.S.C. §
1415(i)(3)(B). In a scheduling order made May 24, 2005, the
court directed the parties to file motions for summary judgment
by August 23, 2005. July 19, 2005, the parties requested a
settlement conference before the assigned magistrate judge and
waived his disqualification on account of acting in that
capacity. July 21, 2005, the court scheduled a settlement
conference before the assigned magistrate judge. On August 4,
2005, at the request of the magistrate judge, this court vacated

1 the deadline for filing motions for summary judgment. The
2 magistrate judge has now advised this court that after two days
3 of negotiation, the parties have been unable to reach a
4 settlement.

5 Accordingly, the parties shall serve and file cross-motions
6 for summary judgment by August 30, 2005. The motions are hereby
7 referred to the assigned magistrate judge for findings and
8 recommendations pursuant to 28 U.S.C. § 636(b)(1)(B) and Local
9 Rule 72-302(a). Within 10 days after being served with a copy,
10 any party may serve and file written objections to the magistrate
11 judge's proposed findings and recommendations. This court shall
12 make a de novo determination of those portions of the report or
13 specified proposed findings or recommendations to which objection
14 is made. See Local Rule 72-304.

15 IT IS SO ORDERED.

16 DATED: August 9, 2005.

17 /s/Lawrence K. Karlton
18 LAWRENCE K. KARLTON
19 SENIOR JUDGE
20 UNITED STATES DISTRICT COURT
21
22
23
24
25
26